

EAST CONTRA COSTA FIRE PROTECTION
DISTRICT BOARD OF DIRECTORS
STATE OF CALIFORNIA



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BOARD OF DIRECTORS
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ORDINANCE NO. 2016-04

**RELATING TO THE CALIFORNIA UNIFORM CONSTRUCTION COST
ACCOUNTING ACT TO PROVIDE INFORMAL BIDDING PROCEDURES
FOR DISTRICT CONSTRUCTION CONTRACTS**

WHEREAS, California Public Contract Code Section 22000 et seq., the Uniform Public Construction Cost Accounting Act (the "Act"), establishes a uniform cost accounting standard for construction work performed or contracted by local agencies; and

WHEREAS, the California Uniform Construction Cost Accounting Commission (the "Commission") established under the Act has developed uniform public construction cost accounting procedures for implementation by local public agencies in the performance of or in the contracting for construction of public projects; and

WHEREAS, the East Contra Costa Fire Protection District Board of Directors has elected to become subject to the procedures set forth in the Act, and to the Commission's policies and procedures manual and cost accounting review procedures, as they may each be amended from time to time.

NOW, THEREFORE, the Board of Directors of the East Contra Costa Fire Protection District hereby ordains as follows:

SECTION 1. BIDDING PROCEDURES FOR PUBLIC PROJECTS

The East Contra Costa Fire Protection District (District) adopts the procedures set forth herein for the bidding and award of Public Projects.

(a) Informal bid procedures.

Public projects, as defined by the Uniform Public Construction Cost Accounting Act (Section 22000 et. seq. of the Public Contract Code) (the "Act") and in accordance with the limits listed in Section 22032 of the Public Contract Code, may be let to contract by informal procedures as set forth in Section 22032, et. seq., of the Public Contract Code.

(b) Contractors list.

A list of contractors shall be developed and maintained by the Fire Chief in accordance with the provisions of Section 22034 of the Public Contract Code and criteria promulgated from time to time by the California Uniform Construction Cost Accounting Commission (the "Commission").

(c) Notice inviting informal bids.

Where a public project is to be performed, which is subject to the provisions of this Chapter, a notice inviting informal bids shall be mailed to all contractors for the category of work to be bid, as shown on the list developed in accordance with Section 1(b) and to all construction trade journals as specified by the Commission in accordance with Section 22036 of the Public Contract Code. Additional contractors and/or construction trade journals may be notified at the District's discretion, provided however:

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- (1) If there is no list of qualified contractors maintained by the District for the particular category of work to be performed, the notice inviting bids shall be sent only to the construction trade journals specified by the Commission.
- (2) If the product or service is proprietary in nature such that it can be obtained only from a certain contractor or contractors, the notice inviting informal bids may be sent exclusively to such contractor or contractors.

(d) Award of contracts.

The Fire Chief or his/her designee is authorized to award informal contracts pursuant to this Chapter.

SECTION 2. SEVERABILITY

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, the holding shall not affect the validity or enforceability of the remaining provisions, and the Board of Directors declares that it would have adopted each provision of this ordinance irrespective of the validity of any other provision.

SECTION 3. EFFECTIVE DATE

This ordinance becomes effective 30 days after passage. Within 15 days after passage, this Ordinance or a summary of the Ordinance shall be published, with the names of Directors voting for and against it, once in the Brentwood Press, a newspaper published in this District.

INTRODUCED at a regular meeting of the East Contra Costa Fire Protection District Board of Directors held on the 6th day of June, 2016.

PASSED AND ADOPTED at a regular meeting of the East Contra Costa Fire Protection District Board of Directors held on the 11th day of July, 2016 by the following roll call vote.

AYES: Barr, Bell, Kenny, Johnansen, Pope, Stonebarger, Young

NOES:

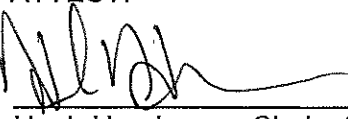
ABSENT: Bryant, Morgan

ABSTAIN



Joel Bryant
President, Board of Directors

ATTEST:



Hugh Henderson, Clerk of the Board